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PATENT

\$DAC
Case Docket No. GNE.2830P1C60
Date: April 24, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Baker et al.) I hereby certify that this correspondence and all marked
Appl. No. : 10/017,867) attachments are being deposited with the United States
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Group Art Unit : Unknown) (Date)

Ginger R. Dreger, Reg. No. 33,055

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Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Petition Under 37 C.F.R. § 1.182
- (X) A Copy of Notice To Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
- (X) A copy of the Express Mail Certificate;
- (X) A copy of the stamped Return receipt Postcard from the U.S.P.T.O.;
- (X) A copy of Figure 246;

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410; and

- (X) A return prepaid postcard.

Ginger R. Dreger
Ginger R. Dreger
Registration No. 33,055
Attorney of Record



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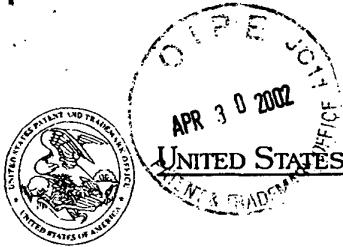
In re Application of Kevin P. Baker, et al.
Serial No. To Be Assigned Docket No. P2830P1C60
Filed On December 13, 2001 By. Elizabeth M. Barnes, Ph.D.
Mailed On December 13, 2001 Reg. No. 35,059

The following has been received in the U.S. Patent Office on the date stamped

- Non-provisional application transmission under 37 CFR 1.53 (b).
 Filing Fee (\$710.00 (authorized to charge to Dep. Acct. 07-0630).
 519 Pages of Specification
 7 Pages of Claims
 1 Page(s) of Abstract
 249 Sheets of Drawings Formal Informal
 Copy of executed Combined Declaration for Patent Application and Power of Atty
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/017,867	12/13/2001	Kevin P. Baker	P2830PIC60

CONFIRMATION NO. 6854

FORMALITIES LETTER



OC00000007540420

Ginger R. Dreger
Knobbe Martens Olson & Bear
Suite 1150
201 California Street
San Francisco, CA 94111

Date Mailed: 02/26/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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The following item(s) appear to have been omitted from the application:

- Figure(s) 246 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed

within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*

Y.G.

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